

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the **PATENT APPLICATION** of:

Proctor et al.

**Application No.:** 10/767,326

**Confirmation No.:** 5495

**Filed:** January 29, 2004

**For:** DYNAMIC FRAME SIZE  
ADJUSTMENT AND SELECTIVE REJECT  
ON A MULTI-LINK CHANNEL TO  
IMPROVE EFFECTIVE THROUGHPUT AND  
BIT ERROR RATE

**Group:** 2616

**Examiner:** Afsar M. Qureshi

**Our File:** TAN-2-1400.05.US

**Date:** September 11, 2009

**RESPONSE TO NOTICE OF NON-COMPLIANT  
INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Further to Applicants' Duty of Disclosure pursuant to 37 C.F.R. §1.56, Applicants wish to bring to the Examiner's attention the material cited on the enclosed Form PTO-1449.

The listed references include references previously cited in this application. Newly cited documents are indicated by an asterisk (\*) on the enclosed Form PTO-1449. Copies of the newly cited documents are enclosed. Pursuant to 37 C.F.R. §1.98(a)(2)(ii), copies of the newly cited U.S. patent documents have not been included.

Pursuant to 37 C.F.R. § 1.97(e)(1), the undersigned certifies that each new item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

It is respectfully requested that the Examiner consider these documents and return an initialed copy of the Form PTO-1449 indicating his consideration of the cited materials.

Respectfully submitted,

Proctor, et al.

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Enclosures (4)